

AMENDMENT TO
OFFERED BY MR. INSLEE OF WASHINGTON

**State enforcement of consumer protection and customer
service standards**

In section 630(g)(3) of the Communications Act of 1934, as added by section 101 of the bill, strike “or” at the end of subparagraph (A), redesignate subparagraph (B) as subparagraph (C), and insert after subparagraph (A) the following new paragraph:

1 “(B) with the attorney general of the State
2 within which such franchise area is located; or

At the end of section 630(g) of such Act, as added by section 101 of the bill, add the following new paragraph:

3 “(8) STATE ACTIONS.—

4 “(A) IN GENERAL.—Whenever an attorney
5 general of any State has reason to believe that
6 the interests of the residents of that State have
7 been or are being threatened or adversely af-
8 fected because any cable operator has engaged
9 or is engaging in a pattern or practice which
10 violates the national consumer protection and
11 customer service rules of the Commission under



1 section 632(b), the State may, if otherwise per-
2 mitted by the laws or rules of court of a State,
3 bring a civil action on behalf of its residents to
4 enjoin such pattern or practice, to enforce com-
5 pliance with such rule of the Commission, to
6 obtain damages on behalf of their residents, or
7 to obtain such further and other relief as the
8 court may deem appropriate.

9 “(B) NOTICE.—The State shall serve prior
10 written notice of any civil action under subpara-
11 graph (A) upon the Commission and provide
12 the Commission with a copy of its complaint,
13 except that if it is not feasible for the State to
14 provide such prior notice, the State shall serve
15 such notice immediately upon instituting such
16 action. Upon receiving a notice respecting a
17 civil action, the Commission shall have the
18 right—

19 “(i) to intervene in such action;

20 “(ii) upon so intervening, to be heard
21 on all matters arising therein; and

22 “(iii) to file petitions for appeal.

23 “(9) DEFINITION.—For purposes of this sub-
24 section, the term ‘attorney general’ means the chief
25 legal officer of a State.

